

PATENT  
Customer No. 22,852  
Attorney Docket No. 05725.0806-00000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
)  
Carlos O. PINZON et al. ) Group Art Unit: 1711  
)  
Application No.: 09/733,896 ) Examiner: N. Nutter  
)  
Filed: December 12, 2000 )  
)  
For: COMPOSITIONS COMPRISING )  
HETEROPOLYMERS AND AT ) Confirmation No.: 5467  
LEAST ONE OIL-SOLUBLE )  
POLYMER CHOSEN FROM )  
ALKYL CELLULOSES AND )  
ALKYLATED GUAR GUMS (AS )  
AMENDED) )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Office the documents on the attached Form PTO/SB/08. This Supplemental Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed documents, excluding any U.S. Patents, are attached.

The United States Court of Appeals for the Federal Circuit held in *Dayco Products, Inc. v. Total Containment, Inc.*, 329 F.3d 1358, 66 U.S.P.Q.2d 1801 (Fed. Cir. 2003), that an "adverse decision" by another examiner may meet the materiality standard under the amended Rule 56, and thus, Applicants should disclose prior rejections of "substantially similar claim[s]" to the Office. Accordingly, although Applicants are not representing that the office actions in the co-pending applications are material to the present application and are not admitting that any of the other claims are substantially similar, out of an abundance of caution, Applicants have listed the substantive office actions filed in co-pending applications on the attached form.

Applicants respectfully request that the Office consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

#### **Non-English Language References**

With respect to the following non-English language documents listed on the attached Form PTO/SB/08, Applicants provide the following information regarding English-language abstracts and translations:

1. **FR 2 804 014** - An abstract of the disclosure of this document can be found in the English-language abstract from esp@cenet submitted herewith. This document is believed to be related to Patent Application Publication No. US 2001/0028887 A1, which was previously listed.
2. **FR 2 817 743** - An abstract of the disclosure of this document can be found in the English-language abstract from esp@cenet submitted herewith. This document is

believed to be related to U.S. Patent Application Publication No. US 2002/0189030 A1, which was previously submitted.

3. **JP 02/207014** - An abstract of the disclosure of this document can be found in the English-language Abstract from Patent Abstracts of Japan submitted herewith.

4. **WO 02/47606** - An abstract of this document can be found on the front of this document. This document is believed to be related to U.S. Patent No. 6,761,881 B2, which was previously listed.

### **Conclusion**

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Office applies any of the listed documents as prior art against any claims in the application and Applicants determine that the cited document do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

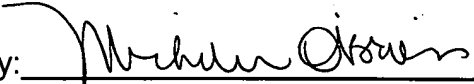
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please  
charge the fee to our Deposit Account No. 06-0916.

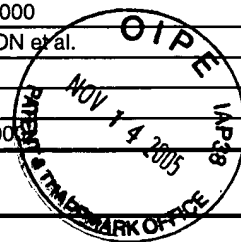
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: November 14, 2005

By:   
Michelle E. O'Brien  
Reg. No. 46,203

IDS Form PTO/SB/08: Substitute for form 1449A/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	09/733,896
		Filing Date	December 12, 2000
		First Named Inventor	Carlos O. PINZON et al.
		Art Unit	1711
		Examiner Name	N. Nutter
Sheet	1	of	1
		Attorney Docket Number	05725.0806-0000



U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No.	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code (if known)			
		3,157,681	11/17/1964	Fischer	
		6,503,522 B2	1/7/2003	Lawson et al.	
		6,960,339	11/1/2005	Ferrari	

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No.	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation
		Country Code Number Kind Code (if known)				
		FR 2 804 014	7/27/2001			Abstract
		FR 2 817 742	6/14/2002			Abstract
		JP 02/207014	8/16/1990			Abstract
		WO 02/47606 A2	6/20/2002			English Abstract

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation
		English Language Abstract of FR 2 804 014 from esp@cenet	
		English Language Abstract of FR 2 817 742 from esp@cenet	
		English language abstract of JP 02/207014 from Patent Abstracts of Japan	
		Office Action in co-pending Application No. 10/312,083 (Attorney Docket No. 05725.1187) dated September 28, 2005 (Ex. Venkat)	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.